

CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	Board of Electrical Examiners
MEETING DATE AND TIME:	Wednesday, October 2, 2013 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A, Second Floor Cannon Building
MINUTES APPROVED: November 6, 2013	

MEMBERS PRESENT

Daniel Creedon, President, Professional Member
Bobby Murrian, Vice-President Officer, Professional Member
Nathan Schreppler, Board Secretary, Public Member
Michael Travers, Continued Education, Professional Member
Thomas Hartley, Complaint Officer, Professional Member
Robert MacLennan, Professional Member
Frank Beebe, Public Member
Richard Millar, Public Member
William Poore, Public Member

ABSENT

N/A

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Kevin Maloney, Deputy Attorney General
Theresa Newman, Administrative Specialist II

OTHERS PRESENT

Jean Elliott
Marlli Hun'gka
Robert Smith
Richard Polk
Frank Pepper

CALL TO ORDER

Mr. MacLennan called the meeting to order at 9:02 a.m.

REVIEW OF MINUTES

A motion was made by Mr. Creedon, seconded by Mr. Poore, to table the minutes from the September 4, 2013 meeting. The motion was unanimously carried.

UNFINISHED BUSINESS

Proposal to Deny Hearing of Marcus Hovington

Mr. Maloney called the hearing to order at 9:45a.m. and stated that today's hearing was a result of the Board's proposal to deny the Journey person application of Marcus Hovington.

The Board members were introduced. The application was proposed to deny due to having charges related to the profession of electrical under 17.1.9 of the Rules and Regulations.

Mr. Maloney marked board's exhibit #1 as the application, documents, and correspondence letters and applicant's exhibit #1 as a letter from Rodney Carter. Mr. Hovington was sworn in.

Mr. Hovington testified to completing his probation and does not have any pending charges. He also has advised the board his experience with in the electrical field while working under the supervision of a Master Electrician. His experience was obtained while working as a contractor for another business, while holding his own business license.

Mr. MacLennan advised that per the law, the 1099 tax form that was provided does not meet the requirements for proof of apprenticeship.

Board went into deliberations at 10:09 am. After hearing the testimony given and review of the application, the applicant has not provided adequate experience to meet the requirements for licensure. Neither character witnesses nor letters of reference were provided.

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to continue the hearing for Mr. Hovington for 2-3 notarized letters of character witnesses and/or witness testimony at the next meeting and verification of employment. If verification of employment cannot be obtained, the board advised him to apply for an apprentice license. The motion was unanimously carried.

The hearing went off record and adjourned at 10:23 a.m. Verbatim testimony was taken by an audio recording.

Proposal to Deny Application of Richard Polk

Mr. Maloney called the hearing to order at 10:25 a.m and stated that today's hearing was a result of the Board's proposal to deny the Journeyman application of Richard Polk. The Board members were introduced. The application was proposed to deny due to having charges related to the profession of electrical under 17.1.7 of the Rules and Regulations. Mr. Maloney marked board's exhibit #1 as the application, documents, and correspondence letters. Mr. Polk was sworn in.

Mr. Polk requested a continuance to give him time to gather letters of character witnesses.

A motion was made by Mr. MacLennan, seconded by Ms. Murrian to continue the hearing till November's meeting. The motion was unanimously carried. Verbatim testimony was taken by an audio recording.

Review and Discussion of Orders

The order of Kenneth Northwood was tabled due to the hearing has not been re-scheduled for the continuance of the hearing. An order has not been drafted.

Proposal to Deny

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to propose to deny the Journeyman applications of Raymond Stevens, Vincent Broomall, Robert McCabe, Thomas Barnett, John Carr, Phillip Andrew, Calvin Duker, Raymond Morris, Jr., William Crocket, Christopher McKinley, and Ronald Mancuso for failure to reply to correspondence within a timely manner. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to propose to deny the Apprentice application of Robert Harrity for failure to reply to correspondence within a timely manner. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to propose to deny the Master Electrician Specialty – Elevator applications of Joseph Lash and Brent Courtney for failure to reply to correspondence within a timely manner. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. MacLennan to final deny the Apprentice application of Brian Haley, for failure to correspond with the division after the application was proposed to deny. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. MacLennan to final deny the Journeyman application of Lee McDaniel Glenn Zulluk, Charles Moyer, Michael Smith, Wayne Knolls, Jeremy Timney, William Bradley, Thomas Smith, Steven Welch, Sr., James Herron, Jr., Edward Gillespie, Gary Royse, John Lamond, Robert Carotenuto, Gregory Loboda, and Matthew Becker. The motion was unanimously carried.

Re-Review of Applications

A motion was made by Mr. Creedon, seconded by Mr. Murrian to table the Journeyman application for Kenneth Stewart for verification of experience hours. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. Murrian to approve the Limited Electrician application of John Ladd to sit for the limited exam. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. Murrian to propose to deny the Journeyman application for Shahid Ahmed for insufficient hours of experience. The motion was unanimously carried.

New Business

Review of Examination Applications

A motion was made by Mr. Creedon, seconded by Mr. Murrian to approve the Master Electrician applications to sit for the exam of Cesar Martinez and Robert Woolworth. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to table the Master Electrician application to sit for the exam of Matthew Myers for the license number of the supervisor. The motion was unanimously carried. However, after further review by the board's Vice President, the application was approved after receiving the license number of the supervisor from the division's internal database.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to approve the Master Specialty Elevator Electrician application to sit for the exam of William Redding and Scott Passwater. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to table the Master Specialty Elevator Electrician application to sit for the exam of Leon Shaw and Matthew Hollinshead, for lack of supervised hours of experience. The motion was unanimously carried.

Review of Journeyman Applications

A motion was made by Mr. Creedon seconded by Mr. MacLennan to approve the Journeyman applications of Jose Soto, Patrick Strong, Kevin MacKnett, Gary Calhoun, Matthew Shea, David Burris, Francis Marigliano, Nicholas Giambri, Sean Coughlin, Timothy McCarthy, John Tomachick, Gary Cirlacy, Louis Giannone, Werner Blair, Jarrett Tapp, George

Lemon, Anthony Carito, Joseph Mazza, Denise Ciriacy, Travis White, Timothy Hayes, Geoffrey Myers, Marvin Maier, and Christopher Perillo. The motion was unanimously carried.

A motion was made by Mr. Creedon seconded by Mr. MacLennan to table the Journeyperson applications of Brian Sotene, Donald Phelps, William Jolliffe, Benny Royle, and Nicholas Zlotech for verification of employment under a licensed Master Electrician. The motion was unanimously carried.

Review of Apprentice Applications

N/A

Review of Reciprocity Applications

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to approve the Master Electrician applications of Michael Spanguolo, Loren Vankirk, and Peter Definbaugh. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to table the Master Electrician applications of Eric Bucalo for verification of hours. The motion was unanimously carried. After further review of the application by the Vice President of the Board, the application for Eric Bucalo met the requirements and was approved. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to table the Master Electrician applications of Douglas Emenecker and Edwin Everitt for lack of hours, however they were both approved to sit for the exam if they were not able to provide additional hours of experience. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to approve the Master Electrician applications of Paul Maiuri and Michael Tracey contingent upon proof of \$300,000 liability insurance. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to propose to deny the Master Electrician applications of Joseph Wentworth for not having an active state license to apply by reciprocity, however he was approved to sit for the exam. The motion was unanimously carried.

Ratification of Applications

A motion was made by Mr. Murrian, seconded by Mr. MacLennan to approve the ratification of Journeyperson Electrician applications of William F. Adams, John T. Allen, Vincent C. Coleman, Jr., Richard F. DiGregorio, Michael F. Everett, Robert J. Heck, James P. Hilton, Jr., John B. Kelly, James T. Lafferty, Michael A. Lex, Kurt A. Lutz, William McClintock, Sr., Eric W. Miles, David T. Ohrt, Roger A. Riale, Stephen D. Selby, Anthony L. Shadbolt, John A. Thompson, John K. Trinovitch, James Lucas VanDyke, Joseph J. Ward, Douglas Newkirk, Donald King, Frank Locker, Erik Lutz, Michael DeLuca, Nicholas Pontano, Andrew Armstrong, Joseph Meyer Jeffrey Addley, Russell BlyDavid Lowman, Robert Starkey, Thomas Green, Sr., Charles Hillen, Thomas Rumpf, and Nathan Johnson. The motion was unanimously carried.

A motion was made by Mr. Beebe, seconded by Mr. Murrian to approve the ratification of Apprentice Electrician applications of Jacob Matherly, Joseph Woerner, Aaron Mayberry, Austin Cristo, Jerome Moore, Jr., and Christopher Mack. The motion was unanimously carried.

A motion was made by Mr. Schreppler, seconded by Mr. Travers to approve the ratification of Master Specialty Elevator Electrician applications Thomas Glass, Joseph Bradley, John Russo, Richard Semey, Steven Whalan, Anthony Davolos. The motion was unanimously carried.

Applications for Review – Deputy Attorney General

A motion was made by Mr. Murrian, seconded by Mr. Poore, to approve the Apprentice application of Darrin Raetsch . The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Poore, to approve the Journeyperson applications of Zayid Karim-Bey, Moran Hatcher, David Hodum, and Jonathan Dickinson. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Poore, to propose to deny the Master Electrician Specialty Elevator of Blaine Clothier, for having crimes substantially similar to the profession of electrical. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Poore, to propose to deny the Journeyperson Electrician application of Dennis Baldwin for having crimes substantially similar to the profession of electrical. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Poore, to propose to deny the Journeyperson Electrician application of Joseph Robinson for having a previous disciplinary on his license. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Poore, to propose to deny the Master Electrician application of Michael Gandy for a previous disciplinary on his license. The motion was unanimously carried.

Complaints Open/Closed

Complaints Open/Closed

01-04-09-Office of Attorney General
01-01-11-Assigned to Hearing Officer
01-08-11-Assigned
01-01-12-Assigned to Hearing Officer
01-02-12-Office of Attorney General
01-04-12-Assigned
01-06-12-Office of Attorney General
01-07-12-Office of Attorney General
01-08-12-Office of Attorney General
01-09-12-Assigned
01-12-12-Office of Attorney General
01-16-12-Office of Attorney General
01-18-12-Office of Attorney General
01-21-12-Office of Attorney General
01-22-12-Office of Attorney General
01-24-12-Assigned
01-25-12-Office of Attorney General
01-02-13-Closed
01-03-13-Office of Attorney General
01-04-13-Office of Attorney General
01-05-13-Office of Attorney General
01-06-13-Office of Attorney General
01-07-13-Office of Attorney General

01-08-13-Assigned
01-09-13-Assigned
01-10-13-Office of Attorney General
01-11-13-Office of Attorney General
01-12-13-Office of Attorney General
01-13-13-Assigned
01-14-13-Assigned
01-15-13-Office of Attorney General
01-16-13-Office of Attorney General
01-17-13-Assigned

Continued Education

A motion was made by Mr. Schreppler, seconded by Mr. Beebe, to approve the continuing education courses of the following:

Comprehensive Education Solutions LLC

-Analysis of Changes 2014 NEC, 8 HRS

-AFCI Protection, 2HRS

-2014 Analysis of Changes Recap, 5HRS

Lewellyn Technology LLC

-NFPA 70E+Plus, 10HRS

-1-Day Electrical Safe Work Practices, 6HRS

A motion was made by Mr. Schreppler, seconded by Mr. Beebe, to deny the continuing education courses of the following for not being related to the profession of electrical:

Strategic Business Directs

-How To Create Consistent & Effective Project Management/ Project-DENIED

The motion was unanimously carried.

Review of Crimes List

Board members will continue to review the list that was provided by the DAG. The board will reconvene in November to discuss.

Review of Audits

Board members reviewed audits that were submitted.

CORRESPONDENCE

N/A

OTHER BUSINESS BEFORE THE BOARD

N/A

PUBLIC COMMENT

Frank Pepper inquired of whom to file complaints with. Ms. Newman advised that complaints regarding any profession licensed by our agency can be filed online through our website. He also gave board members a document of state job requirements that encompass electricians, and doesn't feel like it complies with the practice law for the board.

Jean Elliot inquired about the requirements of a Master Electrician Specialty – Elevator. Mr. MacLennan advised of the requirements stated within the law. She also advised of a complaint

with Prometric, advising of unprofessional testing environment. She was advised the board is aware and is currently looking into the situation.

Rob Smith, First State Inspection, inquired if it was at the responsibility of Inspectors to report unlicensed practice or check for licensure per House Bill 172. The board advised inspectors are not held accountable to file a complaint.

NEXT SCHEDULED MEETING

The next scheduled meeting will be held on November 6, 2013 at 8:30a.m.

ADJOURNMENT

A motion was made by Mr. Beebe, seconded by Mr. MacLennan, to adjourn. The motion was unanimously carried. The meeting was adjourned at 11:48 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Theresa Newman". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Theresa Newman
Administrative Specialist II